

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

: Hon. Katherine S. Hayden

v.

: Criminal No. 06-911 (KSH)

DAVID KIRKLAND

: ORDER

This matter having come before the Court on a motion for pretrial release from the defendant, defendant David Kirkland being represented by James Patton, and the United States being represented by United States Attorney Christopher J. Christie (Douglas Herring, Assistant United States Attorney, appearing);

IT IS THE FINDING OF THIS COURT that on September 19, 2008, the Court issued an arrest warrant for the defendant based on a violation of pretrial release. The Honorable Patty Shwartz ordered the defendant detained on September 22, 2008. On September 23, 2008, the Court, after fully considering the defendant's request for pretrial release and determining that no condition or combination of conditions would reasonably assure the appearance of the defendant and assure the safety of the community, denied the defendant's request for pretrial release. The Court determined on November 24, 2008, that there has been no change of circumstances in regard to the defendant's suitability for pretrial release.

WHEREFORE, on this 25<sup>th</sup> day of November, 2008,

IT IS HEREBY ORDERED that, defendant David Kirkland shall remain detained. *It is further, ORDERED that defendant's Motion Rehearing as entry #97 on the docket is denied.*

  
HONORABLE KATHARINE S. HAYDEN

United States District Judge